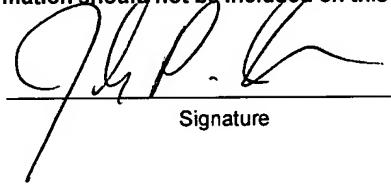


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PTO/SB/31 (02-01)

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 38777-0059						
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on _____.</p> <p>Signature _____</p> <p>Typed or printed Name _____</p>		<p>In re Application of Milan S. BLAKE et al.</p> <table border="1"> <tr> <td>Application Number 10/677,496</td> <td>Filed October 3, 2003</td> </tr> <tr> <td colspan="2">For IMPROVED METHOD FOR THE PRODUCTION OF BACTERIAL TOXINS</td> </tr> <tr> <td>Group Art Unit 1648</td> <td>Examiner Z. Lucas</td> </tr> </table>	Application Number 10/677,496	Filed October 3, 2003	For IMPROVED METHOD FOR THE PRODUCTION OF BACTERIAL TOXINS		Group Art Unit 1648	Examiner Z. Lucas
Application Number 10/677,496	Filed October 3, 2003							
For IMPROVED METHOD FOR THE PRODUCTION OF BACTERIAL TOXINS								
Group Art Unit 1648	Examiner Z. Lucas							
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) <span style="float: right;">\$ <u>500.00</u>.</span></p> <p> <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <span style="float: right;">\$ <u>_____</u>.</span>  <input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.  <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.  <input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.  <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>08-1641</u>. I have enclosed a duplicate copy of this sheet.  <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.       </p> <p><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b></p> <p>I am the  <input type="checkbox"/> applicant/inventor.  <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71.        Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)  <input checked="" type="checkbox"/> attorney or agent of record.  <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a).        Registration number if acting under 37 CFR 1.34(a). _____</p> <p>  <span style="float: right;">Signature</span></p> <p>John P. Isacson, Reg. No. 33,715        Customer No. 26633        Typed or printed name</p> <p style="text-align: right;">July 22, 2005        Date</p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p> <p><input checked="" type="checkbox"/> *Total of 1 forms are submitted.</p>								

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 1 forms are submitted.

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